

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2990 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH Sd/-

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
5. Whether it is to be circulated to the Civil Judge? : NO

1 to 5 - No

HARIVADAN B SHELAT

Versus

SARDAR PATEL UNIVERSITY

Appearance:

MR BHARAT R PANDYA for Petitioner
MR SN SHELAT for Respondent No. 1
MR VM PANCHOLI, AGP for Respondent No. 2

CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 06/07/1999

ORAL JUDGEMENT

This petition has been placed for orders on the note for fixing an early date of hearing. However, it is pointed out by Mr Majgaonkar, learned counsel for the respondent-University that the petitioner is an employee of Sardar Patel University which runs the M.B. Patel College of Education and that therefore, the subject

matter of the petition can be adjudicated by the Tribunal constituted under the Gujarat Universities Services Tribunal Act, 1983 [Gujarat Act 1 of 1988] (hereinafter referred to as "the Act").

2. It appears that the Tribunal under the said Act came to be constituted after the filing of the present petition. In view of the provisions of the said Act, this petition shall stand transferred to the Tribunal. Considering the fact that the petition has been pending before this Court since 1988, it would be just and proper to direct the Tribunal to hear and decide the matter as expeditiously as possible and in any case within three months from the date of receipt of the papers from this Court. This direction is given on an assurance being held out by the learned counsel for the parties that their respective clients and the learned advocates appearing before the Tribunal will co-operate for expeditious disposal of the matter.

Sd/-

July 6, 1999 (M.S. Shah, J.)

sundar/-